

Superior Court  
of the  
State of Delaware

Jan R. Jurden  
*Judge*

New Castle County Courthouse  
500 North King Street, Suite 10400  
Wilmington, Delaware 19801-3733  
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February 23, 2009

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**Re: Rosa Laura Cervantes, Individually and as Representative of the Estate  
of Leroy Tudon Hernandez, Deceased and Next Friend of Joel  
Alejandro Tudon Cervantes, Sergio Orlando Tudon Cervantes and  
Elroy Obed Tudon Cervantes, Minors  
v.  
Bridgestone/Firestone North American Tire, LLC, Bridgestone/  
Firestone, Inc., Bridgestone/Firestone Research, Inc., Bridgestone  
Americas Holding, Inc., Firestone Tire & Rubber Company and  
Ford Motor Company  
C.A. No. 07C-06-249-JRJ**

Dear Counsel:

In reviewing Bridgestone/Firestone's Opening Brief on the issue of which  
U.S. law should apply, the Court notes that defendants<sup>1</sup> maintain that this Court

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<sup>1</sup> Ford Motor Company adopted Firestone's Opening Brief. (See Docket Item ("D.I.") 183.)

“disregarded” the “numerous contacts between this litigation and Mexico.”<sup>2</sup>

This allegation is troubling. First, the Court asked for briefing on the issue of which U.S. law should apply. It did not ask the defendants to rehash their arguments as to why defendants believe Mexican law should apply. Second, it is clear from the Court’s August 2008 opinion that the Court did not “disregard” the contacts between this case and Mexico.<sup>3</sup> It conducted the appropriate conflicts of law analysis and decided that the United States, and not Mexico, has the most significant relationship.

Very truly yours,

Jan R. Jurden  
Judge

JRJ:cjf

cc: Prothonotary

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<sup>2</sup> D.I. 189 at 11.

<sup>3</sup> *Cervantes v. Bridgestone/Firestone North American Tire Company, LLC*, 2008 WL 3522373 (Del Super.)